



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Michael Fripp, et al.  
Serial No.: 10/090,054  
Filed: March 1, 2002  
Entitled: VALVE AND POSITION CONTROL  
USING MAGNETORHEOLOGICAL  
FLUIDS  
Group Art Unit: 3672  
Examiner: D. Stephenson

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

As listed on the accompanying form PTO-SB-08, the Applicants hereby call the examiner's attention to the following information of which they are aware, in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56.

U.S. Patents:

6,419,058    6,378,558    6,318,968    6,290,033    6,158,470    6,095,486  
6,082,715    5,878,851    5,816,372    5,452,745    5,398,917    5,353,839  
5,277,281

This Information Disclosure Statement is being filed under the provisions of 37 CFR §1.97(b)(3), which provides for the timely filing of an Information Disclosure Statement before the mailing of a first Office Action on the merits.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made, an admission that the information cited is,

or is considered to be, material to patentability, or that no other material information exists. Further, the filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner.

Written notification that the listed documents have been considered in their entirety, by return of a copy of the enclosed form completed by the examiner, is respectfully requested.

Respectfully submitted,

KONNEKER & SMITH, P.C.



Marlin R. Smith  
Attorney for Applicants  
Registration No. 38,310

Dated: Oct. 27, 2005

660 North Central Expressway  
Suite 230  
Plano, Texas 75074  
(972) 516-0030

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,

on OCT. 27, 2005  
Sherna Stufles



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

## Complete if Known

Application Number	10/090,054
Filing Date	March 1, 2002
First Named Inventor	Michael Fripp
Art Unit	1712
Examiner Name	D. Stephenson
Attorney Docket Number	2001-IP-004288 U1 USA

Sheet 1 of 1

### U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 6,419,058	07-16-2002	Oliver, et al.	
		US- 6,378,558	04-30-2002	Pohl, et al.	
		US- 6,318,968	11-20-2001	Oliver, et al.	
		US- 6,290,033	09-18-2001	Oliver	
		US- 6,158,470	12-12-2000	Ivers, et al.	
		US- 6,095,486	08-01-2000	Ivers, et al.	
		US- 6,082,715	07-04-2000	Vandermolen	
		US- 5,878,851	03-09-1999	Carlson, et al.	
		US- 5,816,372	10-06-1998	Carlson, et al.	
		US- 5,452,745	09-26-1995	Kordonsky, et al.	
		US- 5,398,917	03-21-1995	Carlson, et al.	
		US- 5,353,839	10-11-1994	Kordonsky, et al.	
		US- 5,277,281	01-11-1994	Carlson, et al.	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

Examiner Signature	Date Considered
-----------------------	--------------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.